

**Allen, Dyer, Doppelt,  
Milbrath & Gilchrist, P.A.**

----- INTELLECTUAL PROPERTY ATTORNEYS -----

255 South Orange Avenue • Suite 1401 • Orlando, FL 32801  
Mail to: P. O. Box 3791 • Orlando, FL 32802-3791  
tel: 407-841-2330 • fax: 407-841-2343  
pditmyer@addmg.com

**FACSIMILE COVER SHEET**

**TO:** Examiner Ruddock – United States Patent and Trademark Office

**CLIENT NAME/NUMBER:** CMI - 64908

**TELEPHONE:** 703-305-0066

**FAX No:** 703-872-9447

**FROM:** Paul J. Ditmyer

**DATE:** July 24, 2003

**NUMBER OF PAGES (INCLUDING COVER SHEET):** 12

**COMMENTS/INSTRUCTIONS:**

In reference to U.S. Patent Application Serial No. 09/680,721. Please see attached Amendment in response to the Examiner's Office Action of April 24, 2003.

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Mail Stop Non-Fee Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

In re Application of: **GREGG ET AL.**  
 Serial No.: **09/680,721**  
 Filed: **OCTOBER 6, 2000**  
 For: **BACKERBOARD SHEET INCLUDING AERATED CONCRETE CORE**

Sir:

Transmitted herewith is an Amendment for in the above-identified application.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by a verified statement previously submitted
- ☐ A verified statement to establish small entity status under 37 CFR § 1.27 is enclosed.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

FOR:	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS		20		X 9	\$	X 18	\$
INDEPT CLAIMS		3		X 42	\$	X 84	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ 135	\$	+ 270	
				TOTAL ADD'L FEE		TOTAL ADD'L FEE	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- ☐ The Commissioner is hereby authorized to charged the claim fee in the amount of \$\_\_\_ to Deposit Account No. 01-0484.
- ☒ The Commissioner is hereby authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.
- ☒ PLEASE ADDRESS ALL CORRESPONDENCE TO ATTORNEY OF RECORD: CHRISTOPHER F. REGAN
- ☒ Please associate this application with Customer No. 27975.



27975

PATENT TRADEMARK OFFICE

July 24, 2003  
 DATE

PAUL J. DITMYER  
 REG. NO. 40,455

17/C  
ND  
8/4/03IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re Patent Application of:  
GREGG ET AL.

Serial No. 09/680,721

Filing Date: OCTOBER 6, 2000

For: BACKERBOARD SHEET INCLUDING  
AERATED CONCRETE

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Examiner: U. RUDDOCK

Art Unit: 1771

Attorney Docket No. 64908

Telefacsimile No. 703-872-9447

AMENDMENTMail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action of April 24, 2003,  
please enter the amendments and consider the remarks set out  
below.